

**IN THE UNITED STATES OF DISTRICT COURT
FOR THE DISTRICT OF MINNESOTA**

CAPITOL RECORDS, INC., *et al.*,

Plaintiffs,

Case No.: 06cv1497-MJD/RLE

vs.

**PLAINTIFFS' NOTICE OF
SUPPLEMENTAL AUTHORITY**

JAMMIE THOMAS-RASSET,

Defendant.

Plaintiffs respectfully submit the attached decision in *Verizon California Inc., et al. v. OnlineNIC*, No. C 08-2832 JF (RS), 2009 WL 2706393 (N.D. Cal. Aug. 25, 2009) (attached as Exhibit A hereto), as supplemental authority in support of Plaintiffs' Response in Opposition to Defendant's Motion for a New Trial, Remittitur, and to Alter or Amend the Judgment ("Opposition," Doc. No. 353). The *Verizon California* decision addresses the standards applicable to a due process challenge to an award of statutory damages. *See* 2009 WL 2706393 at *6-9.

Respectfully submitted this 1st day of October 2009.

/s/ Timothy M. Reynolds

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